

Town Board Minutes
Town of North Castle
15 Bedford Road
Armonk, New York
on
June 11, 2014

The meeting was called to order at 5:00 p.m. on the duly adopted motion of Councilman D'Angelo and immediately adjourned to an executive session. All Town Board members, the Town Attorney and the Town Administrator were present for the executive session which adjourned to a work session at 6:15 p.m. The regular meeting reconvened at 7:30 p.m.

Supervisor	Michael J. Schiliro
Councilmen:	Stephen D'Angelo
	Barbara DiGiacinto
	Barry Reiter
	José Berra

Town Clerk	Anne Curran
Town Attorney	Roland A. Baroni
Town Administrator	Joan Goldberg

Supervisor Schiliro presented commendations to the Girls and Boys Staters in recognition of their distinguished achievement and participation in the program which is sponsored by the American Legion Post 1097 and provides Byram Hills High School students the opportunity to study the practice of democratic principles and governmental affairs. Mr. Vincent Greco introduced each of the Staters: Kaitlin Riggs, Paulina Schiliro, Nicholas Cioffoletti, and Anthony Gizzi.

Supervisor Schiliro acknowledged the artist, Zili He, who created a twenty-foot long book of landscape drawings depicting scenes in Armonk which Mr. He presented to the Town. The book will be on display in Town for one year.

Supervisor Schiliro recognized that North Castle Police Officers Kyle McCarrick and Anthony Sabatella are recent graduates of the Westchester County Police Academy.

Supervisor Schiliro acknowledged the contributions of Director of Planning Adam Kaufman on the Town's recent commendation for outstanding planning achievement for the Armonk Square Project by the Westchester Municipal Planning Federation.

Councilman Berra moved, seconded by Councilman D'Angelo approval of the minutes of the May 28, 2014 meeting.
Vote: Unanimous.

Director of Planning Adam Kaufman provided an update regarding the revised Request for Proposals (RFP) seeking consulting firms to prepare the Town Comprehensive Plan Update. Mr. Kaufman said the Westchester County Planning Department has agreed to prepare the Basic Studies section of the Comprehensive Plan which includes updates to Town demographics and other baseline fact information. He said this section would be removed from the RFP which should lead to a substantial savings for the Town. Mr. Kaufman said it would take approximately six months for the County to complete this project. He recommended that, rather than continuing with the RFP process, the Town work with the County Planning Department to prepare the Basic Studies document, determine other deliverables the County can provide, and modify the RFP based on that information. Based on this new development, Supervisor Schiliro said consideration of the RFP is tabled at this time.

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, receipt of proposal from Kellard Sessions regarding site planning, engineering and environmental services for the Wampus Brook Park South project, and approval of funding for Phase I, Preliminary Design Phase, in the amount of \$12,200. Recreation Superintendent, Matt Trainor, commented that the Parks and Recreation Advisory Board has submitted a favorable recommendation for Phase I.
Vote: Unanimous

With regard to a request from Restaurant North for a Special Event Permit to hold a dinner and art gallery on September 18, 2014 to benefit *Share Our Strength, No Kid Hungry* campaign, Councilman

Berra moved, seconded by Councilman D'Angelo, approval to schedule a public hearing on June 25, 2014.

Vote: Unanimous

With regard to a request from *The Edge of Dance* to operate a dance studio at 7 North Greenwich Road, Armonk, the Town Board authorized the following three actions:

1. Councilman D'Angelo moved, seconded by Councilman DiGiacinto, that the Town Board declare its intent to act as Lead Agency regarding a local law to amend Section 313-21, Part 1 of the Town Code to permit Fine Arts Instruction School as a permitted principal use via Town Board special permit within the Professional Business Office (PBO) Zoning District.

Vote: Unanimous

2. Councilman D'Angelo moved, seconded by Councilman Reiter, to refer a local law to amend Section 313-21, Part 1 of the Town Code to permit Fine Arts Instruction School as a permitted principal use via Town Board special permit within the Professional Business Office (PBO) Zoning District to the North Castle Planning Board and the Westchester County Planning Board.

Vote: Unanimous

3. Councilman D'Angelo moved, seconded by Councilman Berra, approval to schedule a Public Hearing on June 25, 2014 to consider a local law to amend Section 313-21, Part 1 of the Town Code to permit Fine Arts Instruction School as a permitted principal use via Town Board special permit within the Professional Business Office (PBO) Zoning District

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman Reiter, receipt of proposed local law to Amend Chapter 10 of Town Code to add language regarding the establishment of inspection fees and inspection fee escrow accounts, and further moved approval to schedule a Public Hearing on June 25, 2014.

Vote: Unanimous

Councilman Berra moved, seconded by Councilman D'Angelo, approval of request from Jewish Board of Family and Children Services for use of Town roads and IBM Community Park pavilion for a cycling event on July 13, 2014. Police Chief Peter Simonsen stated that he reviewed the course routes and the organizers will pay for police support.

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Town's Attorneys to execute a Consent Judgment in the matter of Whippoorwill Commons Condominium vs Town of North Castle, Index No. 17994/07 et al.

Vote: Unanimous

Councilman DiGiacinto moved, seconded by Councilman Reiter, authorization for the Supervisor to sign the agreement with Kellard Sessions for services in connection with Hergenhan Parking Lot Improvements for a total cost of \$40,000 as follows:

I. Base Mapping Phase	\$ 3,000
II. Bid Phase	\$14,000
III. Stormwater Pollution Prevention Plan (SWPPP) phase	\$ 5,500
IV. Permitting Phase	\$ 3,000
V. Construction Management and Inspection Phase	\$14,500

Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign an agreement with Kellard Sessions for engineering services regarding annual inspection of stormwater outfalls for \$4,600, and for up to \$3,000 for Geographic Information Systems (GIS) mapping, per MS4 requirements.

Vote: Unanimous

Councilman Reiter moved, seconded by Councilman DiGiacinto, authorization for the Supervisor to sign the bus lease agreement with Byram Hills Central School District (BHCS D) for summer camp

transportation from June 30, 2014 through August 30, 2014. The Town agrees to pay BHCSO as rental for lease of school busses \$1.95 per mile for busses, and \$1.25 per mile for vans, plus fuel.
Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman Berra, authorization for the Supervisor to sign an agreement with Premier Staffing Services, Inc. to fill a full-time Comptroller position, Finance Department, effective June 17, 2014, not to exceed 60 days. Supervisor Schiliro explained that there is an ongoing search to fill the Comptroller position; this temporary agency agreement will allow a person to be placed in that position on a temporary basis.
Vote: Unanimous

Councilman Berra moved, seconded by Councilman DiGiacinto, receipt of letter of resignation from Scott Jarzombek, Library Director, effective June 6, 2014.
Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman Reiter, approval of request for Assessor Victoria Sirota and Georgann Richardson to attend Cornell University seminar on Appraising Information from July 14-18, 2014, in Ithaca, NY, and further moved approval of the use of a Town vehicle for transportation to and from the seminar.
Vote: Unanimous

Councilman Reiter moved, seconded by Councilman D'Angelo, approval of request for Police Sergeant Timothy See and Police Officer Joel Thomas to attend OEM training, June 17-19, 2014, in Pomona.
Vote: Unanimous

Councilman Berra moved, seconded by Councilman D'Angelo, the appointment of Barbara Regal to the Recycling Committee to serve at the pleasure of the Town Board.
Vote: Unanimous

Councilman D'Angelo moved, seconded by Councilman DiGiacinto, the consensus agenda as follows:

- A. Receipt of Town Clerk's monthly report for May, 2014
- B. Receipt of Cablevision Franchise Fee payments, 1st Qtr. 2014 in the amount of \$29,536 for the Cablevision system, and \$8,564 for the Southern Westchester system.
- C. Receipt of subrogation Claim Notice regarding Allstate Insurance Company A/S/O Kurt Bayer vs. Town of North Castle, et al. and referral to Town Attorneys.
- D. Receipt of Notice of Claim from Kenneth Fliegel vs. Town of North Castle and referral to Town Attorneys.
- E. Release of Highway bonds as follows:
 - a. Con Edison – Permits 0532, 0621, 0723, 0801, 1078, 1082, 1085, 1086, 1087, 1088, 1089 1090, 1092, 1094, 1095, 1102, 1103, 1108, 1115, 1117, 1121, 1142, 1144, 1147 and 1151 for right of way/street openings at various locations in the amount of \$35,115 to be reinstated to the \$65,000 bond.
 - b. Cablevision – Permits 0688, 0742, 1006, 1017 and 1084 for right of way/street openings at various locations in the amount of \$4,000 to be reinstated to the \$50,000 bond.
 - c. Silva Landscaping – Permit 0816 in the amount of \$500 for driveway alteration at 3 Megan Lane, Section 1, Block 04, Lot 20.-2.

Vote: Unanimous

The Town Board audited and approved payments totaling \$251,731.80 as indicated on Warrant #11

After all persons were heard who desired to be heard, the Supervisor closed the meeting at 9:55 p.m. in memory of Pasquale DiVitto, father of Sal DiVitto, Highway Department, and Francisco Salerno, North White Plains resident and retired North Castle Highway Department employee.

Anne Curran, Town Clerk

Dated: June 23, 2014